



ATTORNEYS AND COUNSELORS AT LAW

265 Sunrise Highway, Suite 61  
Rockville Centre, New York 11570  
516.678.6660  
www.mka-law.com

October 27, 2021

**VIA CM/ECF**

The Honorable Paul A. Engelmayer  
United States District Court  
Southern District of New York  
40 Foley Square  
Courtroom 1305  
New York, New York 10007

**Re: Edward Pincover v. JPMorgan Chase Bank, NA at al.**  
**Case No. 1:21-cv-03524 (PAE)**

Dear Judge Engelmayer:

This Firm represents defendant KeyBank National Association (“KeyBank”) in the above referenced matter. A Preliminary Conference is currently scheduled for November 4, 2021 at 2:00 p.m. At present, there are three separate motions to dismiss pending before the Court as each of the three remaining defendants in this action – JPMorgan Chase Bank, NA, KeyBank and Wells Fargo Bank – have moved to dismiss Plaintiff’s Amended Complaint. See ECF Dkt. Nos. 40 – 41 (Wells Fargo), 42 – 45 (JPMC) and 46 and 46-1-3 (KeyBank).

Accordingly, in the interests of judicial economy and efficiency, we respectfully request that the Preliminary Conference be adjourned *sine die* pending the Court’s adjudication of the three pending motions to dismiss. Counsel for Plaintiff and counsel for defendants JPMorgan Chase Bank, NA and Wells Fargo Bank have all reviewed this letter application and join in this request.

Thank you for your attention to and anticipated courtesy in this matter.

Respectfully submitted,

*Andrew P. Karamouzis*

Andrew P. Karamouzis

cc: Counsel of Record (via CM/ECF)

The request to adjourn is denied. The Court intends, at the scheduled conference, to raise discrete questions regarding the pending motions to dismiss, in addition to discussing the appropriate case management plan.

Counsel are reminded to prepare a Civil Case Management Plan and Scheduling Order and joint letter in accordance with the Court's Individual Rules, found at <https://nysd.uscourts.gov/hon-paul-engelmayer>, to be submitted to the Court **no later than 4 business days before the initial pretrial conference**.

SO ORDERED.

A handwritten signature in cursive script, reading "Paul A. Engelmayer", positioned above a horizontal line.

PAUL A. ENGELMAYER  
United States District Judge  
October 27, 2021